

## **FISCAL NOTE**

### **HB 957 - SB 1172**

February 26, 2007

**SUMMARY OF BILL:** Requires convicted sexual offenders to carry a driver license or photo identification card that identifies them to law enforcement officers as a convicted sexual offender. A violation is punishable as a Class E felony.

#### **ESTIMATED FISCAL IMPACT:**

**Increase State Revenues - \$76,700 One-Time  
Not Significant/Recurring**  
**Increase State Expenditures - \$88,800 One-Time  
Not Significant/Recurring  
\$358,000 Incarceration\***

#### Assumptions:

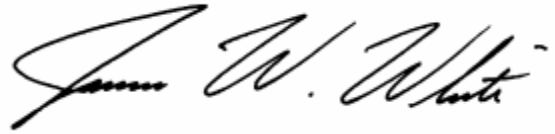
- Approximately 9,932 sexual offenders will have to get a driver license or photo identification card by September 1, 2007.
- The cost to issue a driver license or a photo identification card is \$1.41.
- The state will issue a driver license or photo identification card free of charge to approximately 993 indigent offenders.
- Approximately 8,939 offenders will pay fees to receive a driver license or photo identification card.
- Approximately 8,492 offenders already hold a driver license or a photo identification card and will be charged the duplicate license fee of \$8.
- Approximately 447 offenders will be getting a driver license or photo identification card for the first time and will be charged the license fee of \$19.50.
- A one-time increase in state revenues from the collection of fees for the initial issuance of driver licenses and photo identification cards.
- Any recurring increase in state revenues from the collection of fees from newly registered offenders will be not significant.
- A one-time increase in state expenditures for computer system changes and the design and issuance of a new license and photo identification card.
- Any recurring increase in state expenditures to issue a driver license or photo identification card will be not significant.

- The Department of Correction (DOC) estimates that 51 offenders would be convicted of a Class E felony for failing to obtain or carry a driver license or photo identification card. Of those 51 offenders, 45 would be first-time offenders, four second-time offenders and two first-time offenders.
- According to the U.S. Census Bureau, population growth in Tennessee has been 1.09% per year for the past 10 years, yielding a projected compound population growth of 13.6% over the next ten years.
- Forty-five persons will be convicted a Class E felony for this first-time offense of failing to obtain or carry a driver license or photo identification card and will serve 90 days in the first year. Population growth of 1.09 percent per year will result in five additional offenders in the tenth year as a result of this bill. The maximum cost in the tenth year, as required by Tenn. Code Ann. § 9-4-210, is based on 50 offenders serving 90 days. According to the DOC, the average operating cost per inmate per day for calendar year 2007 is \$60.16. The cost per inmate is \$5,414.40 (\$60.16 x 90 days). The total additional operating cost for 50 offenders in the tenth year is \$270,720 (\$5,414.40 x 50).
- Four persons will be convicted of a second-time offense of failing to obtain or carry a driver license or photo identification card and will serve 180 days. The cost per inmate is \$10,828.80 (\$60.16 x 180 days). The total additional operating cost for four offenders is \$43,315.20 (\$10,828.80 x 4).
- Two persons will be convicted of a third-time offense of failing to obtain or carry a driver license or photo identification card and will serve one year. The cost per inmate is \$21,973.44 (\$60.16 x 365.25 days). The total additional operating cost for two offenders is \$43,946.88 (\$21,973.44 x 2).

*\*Tennessee Code Annotated, Section 9-4-210, requires that: For any law enacted after July 1, 1986, which results in a net increase in periods of imprisonment in state facilities, there shall be appropriated from recurring revenues the estimated operating cost of such law. The amount appropriated from recurring revenues shall be based upon the highest cost of the next 10 years, beginning with the year the additional sentence to be served impacts the correctional facilities population.*

## **CERTIFICATION:**

This is to duly certify that the information contained herein is true and correct to the best of my knowledge.

A handwritten signature in black ink, reading "James W. White". The signature is written in a cursive style with a large, stylized "J" and "W".

James W. White, Executive Director